

AMENDED IN ASSEMBLY JANUARY 9, 2006

AMENDED IN ASSEMBLY MAY 2, 2005

CALIFORNIA LEGISLATURE—2005—06 REGULAR SESSION

ASSEMBLY BILL

No. 1076

Introduced by Assembly Member Jerome Horton

February 22, 2005

~~An act to amend Sections 1240, 17002, 17014, 17070.15, 41020 of, and to add Section 35186 and Article 9.3 (commencing with Section 35276) to Chapter 2 of Part 21 to, the Education Code, relating to public education, and making an appropriation therefor. An act to amend Section 51221.4 of the Education Code, relating to curriculum.~~

LEGISLATIVE COUNSEL'S DIGEST

AB 1076, as amended, Jerome Horton. ~~Public education: Williams case settlement: implementation~~ Curriculum: social studies.

Under existing law, the adopted course of study for grades 7 to 12, inclusive, is required to include instruction in the social sciences, as prescribed. Existing law expresses the encouragement of the Legislature for that instruction to contain instruction on the Vietnam War, including the "Secret War" in Laos, and the role of Southeast Asians in that war. Existing law additionally expresses the encouragement of the Legislature that the instruction include a component drawn from personal testimony of Southeast Asians who were involved in the Vietnam War and those who contributed to the war effort on the homefront. Existing law specifies that this instruction shall be carried out in a manner that does not result in any new duties or programs imposed on school districts.

This bill would extend that authority to instruction on World War II, and the role of Filipinos in that war.

This bill would make additional, nonsubstantive changes.

~~Existing law establishes various requirements with respect to teacher credentialing, instructional materials, and school facilities.~~

~~This bill would require the county superintendent of schools of each county, by March 1, 2006, to establish an Education Monitoring Task Force, composed as specified, which shall be responsible for ensuring compliance with the settlement agreement in the case of Williams v. State of California (Super. Ct., San Francisco, No. CGC-00-312236), with respect to, among other things, the adequacy and sufficiency of instructional materials, the condition of school facilities that are not maintained in a clean or safe manner or in good repair, and teacher vacancies and misassignments.~~

~~The bill would also impose various requirements on school districts with respect to consulting with the county's Education Monitoring Task Force with respect to, among other things, instructional materials, school facilities, and teacher vacancy or misassignments, thereby imposing a state-mandated local program.~~

~~The bill would also require a school district, by January 1, 2006, to implement a uniform complaint process, as specified, to help identify and resolve deficiencies related to instructional materials, the condition of school facilities that are not maintained in a clean or safe manner or in good repair, and teacher vacancies or misassignments, as defined, thereby imposing a state-mandated local program.~~

~~The bill would appropriate the sum of \$20,200,000 from the General Fund to the State Department of Education, to be allocated as specified, for purposes of the bill.~~

~~The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.~~

~~This bill would provide that, if the Commission on State Mandates determines that the bill contains costs mandated by the state, reimbursement for those costs shall be made pursuant to these statutory provisions.~~

~~Vote: majority. Appropriation: *yes-no*. Fiscal committee: *yes-no*. State-mandated local program: *yes-no*.~~

The people of the State of California do enact as follows:

1 *SECTION. 1. Section 51221.4 of the Education Code is*
2 *amended to read:*

3 51221.4. (a) The Legislature encourages instruction in the
4 area of social sciences, as required pursuant to subdivision (b) of
5 Section 51220, which may include instruction on the Vietnam
6 ~~war~~ War including the “Secret War” in Laos and the role of
7 Southeast Asians in that war. The Legislature encourages that
8 this instruction include, but not be limited to, a component drawn
9 from personal testimony, especially in the form of oral or video
10 ~~history~~ histories of Southeast Asians who were involved in the
11 Vietnam-~~war~~ War and those men and women who contributed to
12 the war effort on the homefront. The oral histories used as a part
13 of the instruction regarding the role of Southeast Asians in the
14 Vietnam-~~war~~ War and the “Secret War” in Laos shall exemplify
15 the personal sacrifice and courage of the wide range of ordinary
16 citizens who were called upon to participate and provide
17 intelligence for the United States. The oral histories shall contain
18 the views and comments of their subjects regarding the reasons
19 for their participation in the war. These oral histories shall also
20 solicit comments from their subjects regarding the aftermath of
21 the war and the immigration of Southeast Asians to the United
22 States.

23 (b) *The instruction required pursuant to subdivision (b) of*
24 *Section 51220 also may include instruction on World War II and*
25 *the role of Filipinos in that war. The Legislature encourages that*
26 *this instruction include a component drawn from personal*
27 *testimony, especially in the form of oral or video histories of*
28 *Filipinos who were involved in World War II and those men and*
29 *women who contributed to the war effort on the homefront. The*
30 *oral histories used as a part of the instruction regarding the role*
31 *of Filipinos in World War II shall exemplify the personal*
32 *sacrifice and courage of the wide range of ordinary citizens who*
33 *were called upon to participate and to provide intelligence for*
34 *the United States. The oral histories shall contain the views and*
35 *comments of their subjects regarding the reasons for their*
36 *participation in the war. These oral histories shall also solicit*
37 *comments from their subjects regarding the aftermath of the war*
38 *and the immigration of Filipinos to the United States.*

1 ~~(b)~~
2 (c) This section shall be carried out in a manner that does not
3 result in any new duties or programs being imposed on the school
4 district. In that regard, the Legislature finds and declares that this
5 section does not mandate costs to local agencies or school
6 districts and materials used to comply with this section shall be
7 part of normal curriculum materials purchased by school districts
8 in their normal course of business and purchasing cycles.

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11 **All matter omitted in this version of the bill**
12 **appears in the bill as amended in Assembly,**
13 **May 2, 2005 (JR11)**
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